

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

Tomasz A. Matraszek, et al.

METHOD FOR CREATING AND  
USING AFFECTIVE  
INFORMATION IN A DIGITAL  
IMAGING SYSTEM

Serial No. not yet assigned

Filed herewith

Group Art Unit not yet assigned  
Examiner not yet assigned

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1c542 U.S. PTO

10/036113



Commissioner for Patents  
Washington, D.C. 20231

Sir:

**INFORMATION DISCLOSURE STATEMENT FOR CONSIDERATION**  
**BY THE OFFICE UNDER 37 C.F.R. 1.97-1.99**

Enclosed herewith are patents and/or publications for consideration by the Patent and Trademark Office in regard to the invention claimed in the above-described application. In compliance with §1.56, such documents are listed in the enclosed Form PTO-1449.

Applicants request that the Patent and Trademark Office make of record the above-identified documents. Unless otherwise indicated, a full text copy of each document is attached. For documents not in English, an English translation or an equivalent English language patent or publication is attached. Where a translation is not available, a concise explanation of the relevance of each document not in English is included either here or in the specification.

This Information Disclosure Statement is submitted according to the following selected paragraph:

- I. ☒ This Statement is being filed under §1.97(b) within three months of the filing date of the application (other than a CPA), or before the first Office action on the merits or before mailing of a first Office action after the filing of a request for continued examination.
- II. ☐ This Statement is being filed under §1.97(c), with fee, **prior** to either a final action, a notice of allowance or an action that otherwise closes prosecution in the application. Please charge the fee required by §1.17(p) to Eastman Kodak Company Deposit Order Account Number 05-0225. A duplicate copy of this Statement is enclosed.

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III. ☐ This Statement is being filed under §1.97(c), with a statement under, §1.97(e) **prior** to either a final action, a notice of allowance or an action that otherwise closes prosecution in the application. The undersigned hereby states that (check one):

☐ each item of information contained in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.


☐ no item of information in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification statement under §1.97(e) after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this Statement.

IV. ☐ This Statement is being filed under §1.97(d), with fee and statement under §1.97(e), on or after the mailing date of either a final action, a notice of allowance (but prior to payment of the issue fee) or an action that otherwise closes prosecution in the application. Please charge the fee required by §1.17(p) to Eastman Kodak Company Deposit Order Account No. 05-0225. A duplicate copy of this Statement is enclosed. The undersigned hereby states that (check one):

☐ each item of information in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.

☐ no item of information in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification Statement under §1.97(e) after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this Statement.

Respectfully submitted,

  
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Enclosures

|  |  |   |                 |                                     |          |                               |
|--|--|---|-----------------|-------------------------------------|----------|-------------------------------|
| <b>FORM PTO-1449</b><br>US DEPARTMENT OF COMMERCE<br>PATENT AND TRADEMARK OFFICE   |  | Atty. Docket No.<br><b>83835RLO</b><br>Customer No. 01333 |                 | Serial No.<br><b>To be assigned</b> |          |                               |
| If AFTER the later date of the first Office Action or 3 months from filing, use only with Rule 97(E) Certificate or Fee<br><br><b>LIST OF ART CITED BY APPLICANT</b><br><i>(Use several sheets if necessary)</i>   |  | Applicant:<br><b>Tomasz A. Matraszek, et al</b>           |                 |                                     |          |                               |
|  |  | Filing Date<br><b>26 December 2001</b>                    |                 | Group                               |          |                               |
| <b>U.S. PATENT DOCUMENTS</b>   |  |   |                 |                                     |          |                               |
| Examiner<br>Initial*   | DOCUMENT NUMBER  | DATE  | NAME            | CLASS                               | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|  | 5,666,215  | 9/9/97  | Fredlund et al. |                                     |          |                               |
|  | 6,004,061  | 12/21/99  | Manico et al.   |                                     |          |                               |
|  | 5,760,917  | 6/2/98  | Sheridan        |                                     |          |                               |
| <b>FOREIGN PATENT DOCUMENTS</b>  |  |   |                 |                                     |          |                               |
| Examiner<br>Initial*   | DOCUMENT NUMBER  | DATE  | COUNTRY         | CLASS                               | SUBCLASS | TRANSLATION<br>YES   NO       |
| <b>OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)</b>  |  |   |                 |                                     |          |                               |
|  | "Looking at Pictures: Affective, facial, visceral, and behavioral reactions", by Peter J. Lang et al, Psychophysiology, 30 (1993), 261-273.  |   |                 |                                     |          |                               |
|  | "FotoFile: A Consumer Multimedia Organization and Retrieval System", by Allan Kuchinsky et al.,  |   |                 |                                     |          |                               |
|  | "Facial Expression Recognition using a Dynamic Model and Motion Energy", by Irfan Essa et al. MIT Media Laboratory Perceptual Computing Section Technical Report No. 307, pages 1-8. |   |                 |                                     |          |                               |
| EXAMINER   |  |   |                 | DATE CONSIDERED                     |          |                               |
| <small>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</small> |  |   |                 |                                     |          |                               |

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